

# Exhibit F

1           IN THE UNITED STATES DISTRICT COURT  
2           FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
3           SOUTHERN DIVISION

4       GARY BRICE McBAY,  
5       Plaintiff,

6       VERSUS                   CIVIL ACTION NO: 1:07cv1205LG-RHW

7  
8       HARRISON COUNTY, MISSISSIPPI,  
9       by and through its Board of  
10      Supervisors; HARRISON COUNTY  
11      SHERIFF, George Payne, in his  
12      official capacity; CORRECTIONS  
13      OFFICER MORGAN THOMPSON,  
14      acting under color of state law,  
15      Defendants.

16                   30(b)(6) DEPOSITION OF HARRISON  
17                   COUNTY SHERIFF'S DEPARTMENT,  
18                   GEORGE H. PAYNE, JR., DESIGNEE

19                   Taken at the offices of Dukes, Dukes,  
20                   Keating & Faneca, P.A., 2909 13th  
21                   Street, Sixth Floor, Gulfport,  
22                   Mississippi, on Thursday, October 1,  
23                   2009, beginning at 9:05 a.m.

24       APPEARANCES:

25                   PATRICK R. BUCHANAN, ESQUIRE  
                  MARK V. WATTS, ESQUIRE  
                  Brown Buchanan, P.A.  
                  796 Vieux Marche' Mall, Suite 1  
                  Biloxi, Mississippi 39530  
                  ATTORNEYS FOR PLAINTIFF

1 Q. And who would have been the person that  
2 did that investigation?

3 A. It would have either been Major Riley or  
4 Steve Campbell with our professional standards  
5 unit to see if there's any validity to it, to see  
6 if the people were still working there, did we  
7 have complaints, was it something we knew about or  
8 didn't know about, things of that nature.

9 Q. Do you know whether or not Riley or  
10 Campbell investigated this?

11 A. I'm sure they did.

12 Q. Do you know what the findings were?

13 A. I don't remember.

14 Q. Do you know whether or not they would  
15 have generated a written report relative to their  
16 investigation of these concerns?

17 A. If they were founded, yes.

18 Q. Well, that may -- that probably leads to  
19 a better question I should have asked you. Are  
20 you disputing the findings of the report, Exhibit  
21 2?

22 A. I'm not disputing the fact that some  
23 people probably told Steve Martin some of these  
24 things.

25 Q. All right. Mr. Martin says, These four

1 Q. And what did he tell you was  
2 specifically addressed in it?

3 A. I don't remember. Like I said,  
4 Mr. Martin and I talked probably twice a month.

5 Q. All right. Back to my original  
6 question, then: These pleas, how did you miss  
7 what was going on in booking?

8 A. I probably depended too much on the FBI  
9 and justice and finding out what was going on and  
10 not reporting it.

11 Q. Do you believe that this is a -- this  
12 problem in these plea exhibits is a problem you  
13 should have known about?

14 A. Yeah. I don't know if it was possible  
15 for me to know about it, but I wish I'd have known  
16 about it.

17 Q. Why wouldn't it be possible for you to  
18 know about it?

19 A. Well, I mean, if it was concealed -- and  
20 it appears they concealed it, concealed it from  
21 everybody, not only concealed it to me, but  
22 concealed it from the FBI and the justice  
23 department and the National Institute of  
24 Corrections, which I had in that place probably a  
25 half a dozen times.